

A RESOLUTION BY

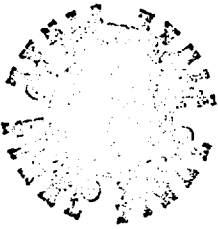
PUBLIC SAFETY/ LEGAL ADMINISTRATION COMMITTEE

00-*R*-2096

A RESOLUTION TO AMEND RESOLUTION **00-R-1696** SO AS TO AUTHORIZE THE MAYOR TO EXECUTE RENEWAL AGREEMENT NO.2 AND AMENDMENT NO. 1 TO INCORPORATE REVISED TERMS AND CONDITIONS PURSUANT TO ORDINANCE **00-O-1428**, WHICH AMENDS PART II OF THE CODE OF ORDINANCES, CHAPTER 162, ARTICLE IV, SECTIONS 223 AND 227, 162-223 AND 162-227, SO AS TO INCREASE CERTAIN FEES AND FOR OTHER PURPOSES.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that Resolution 00-R-1696 is hereby amended and the Mayor is hereby authorized to execute Renewal Agreement No. 2 and Amendment No. 1 to incorporate revised terms and conditions pursuant to ordinance 00-O-1428 which increased towing fees to a maximum cost of \$85.00 and storage fees to a maximum cost of \$10.00 per day.

BE IT FINALLY RESOLVED, that all resolutions or parts of resolutions in conflict with this resolution are hereby repealed.



CITY COUNCIL
ATLANTA, GEORGIA

AN ORDINANCE

BY: COUNCILMEMBERS VERN MCCARTY,
MICHAEL BOND AND CLETA WINSLOW

00-O-1428

AN ORDINANCE TO AMEND PART II OF THE CODE OF ORDINANCES, CHAPTER 162, ARTICLE IV, SECTIONS 223 AND 227, 162-223 and 162-227, SO AS TO INCREASE CERTAIN FEES AND FOR OTHER PURPOSES.

WHEREAS, wrecker and towing services provide a necessary service to the City of Atlanta; and

WHEREAS, the provision of safe wrecker and towing services, as well as the provision of secure and safe storage for impounded vehicles, furthers the health, safety and welfare of the general public; and

WHEREAS, the cost of providing safe wrecker and towing services and providing a secure and safe storage area for impounded vehicles has increased since the date that the maximum \$5.00 per day storage fee and the maximum \$75.00 towing fee were enacted by the Atlanta City Council and Mayor and imposed upon impound lots and wrecker services; and

WHEREAS, Section 162-277 of the Atlanta Code of Ordinances anticipates that costs for removal of vehicles and the cost to store vehicles might vary over time and specifically provides that certain towing and storage fees for vehicles should be established annually:

NOW, THEREFORE, BE IT ORDAINED by the Atlanta City Council as follows:

Section 1: That Section 162-223(d)(4)(a) which reads as follows:

- a. Such vehicles may be removed at a maximum cost of \$75.00 and stored at a maximum cost of \$5.00 per day to be paid by the owner;

be deleted in its entirety and replaced with the following language:

- a. **Such vehicles may be removed at a maximum cost of \$85.00 and stored at a maximum cost of \$10.00 per day for each day thereafter, all of which shall be paid by the owner.**

Section 2. That Section 162-227(a) which reads as follows:

- a. Any towing and storage firm engaged in the business of trespass towing shall not charge the owner of any towed vehicle or personal property in excess of \$75.00 for the removal of the vehicle or personal property or in excess of \$5.00 per day for storage fee; however no storage fees shall be charged for the first 24-hour period from the time the vehicle or personal property is removed from the storage facility. The fee of \$75.00 shall be all inclusive; no additional fees may be charged for using dollies, trailers, lifts, slim jims or any other equipment or service. However, the maximum fees in this section shall not apply to the trespass towing of vehicles which weigh in excess of two tons.



CORRECTED COPY

be deleted in its entirety and replaced with the following language:

- a. Any towing and storage firm engaged in the business of trespass towing shall not charge the owner of any towed vehicle or personal property in excess of \$85.00 for the removal of the vehicle or personal property or in excess of \$10.00 per day each day thereafter until the vehicle or personal property is removed from the storage facility. The fee of \$85.00 shall be all inclusive; no additional fees may be charged for using dollies, trailers, lifts, slim jims or any other equipment or service. However, the maximum fees in this section shall not apply to the trespass towing of vehicles which weigh in excess of two tons.

Section 3. That all ordinances or parts of ordinance in conflict with this ordinance are hereby repealed.

Section 4. In the event that any section, subsection, sentence, clause or phrase of this ordinance shall be declared or adjudged invalid or unconstitutional, such adjudication shall in no manner affect other sections, subsections, sentences, clauses or phrases of this ordinance, which shall remain in full force and effect as if the section, subsection, sentence, clause or phrase so declared invalid or unconstitutional were not originally a part thereof.

OMC- Amendment Incorporated by tcp 11/17/00

A true copy,

Rhonda Daughin Johnson
Municipal Clerk, CMC

ADOPTED as amended by the Council
APPROVED by the Mayor

NOV 06, 2000
NOV 14, 2000